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NOV 13 2006

In re Application of
Suzuki

Application No. 09/853,325

Filed: May 10, 2001

Docket No.: 275756US6

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OFFICE OF PETITIONS

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.181, filed August 14, 2006, to withdraw the holding of abandonment.

The petition is **GRANTED**.

The application was held abandoned December 20, 2005 for failure to timely submit a properly reply to the non-final Office action mailed September 19, 2005. The Notice set a three month shortened statutory period of time for reply. Notice of Abandonment was mailed June 14, 2006.

Petitioner attributes the holding of abandonment to the Office's failure to mail the Office action to the correct correspondence address.

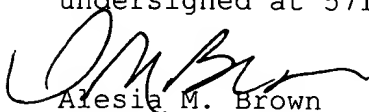
A change of correspondence address was submitted September 8, 2005; non-final rejection was mailed September 19, 2005; the change of correspondence address was entered into the record on September 21, 2005; the non-final rejection was returned to the Office September 22, 2005 via USPS; and a Notice of Abandonment was subsequently mailed.

Petitioner's arguments have been carefully considered and found convincing.

Accordingly, Notice of Abandonment is **WITHDRAWN** and the holding of abandonment is hereby **VACATED**.

This application is being forwarded to Technology Center 2100 for re-mailing of the non-final Office action. The time period for reply will be set in the non-final Office action.

Telephone inquiries concerning this matter may be directed to the undersigned at 571-272-3205.


Alesia M. Brown
Petitions Attorney
Office of Petitions